

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

USDC SDNY DOCUMENT ELECTRONICALLY FILED DOC #: DATE FILED: 2/2/18

-----X
 WEIYAN XING and SHIFEI SI a/k/a SOFIA SI,
 on behalf of themselves and others similarly
 situated,

Plaintiffs,

-against-

FISHION INC. d/b/a Fishion Herb Center and
 CHIEH-MING HUANG,

Defendants.
 -----X

15-CV-10184 (VEC)

ORDER

VALERIE CAPRONI, United States District Judge:

WHEREAS on November 30, 2017 the mediator reported that the mediation was successful, and agreement was reached on all issues;

WHEREAS the Court ordered the parties on December 1, 2017 to file a joint letter motion requesting that the Court approve the settlement agreement [Dkt. 88]; and


WHEREAS the parties have now filed such a motion [Dkts. 91, 92, 94];

IT IS HEREBY ORDERED that this matter is dismissed with prejudice, as the Court finds that the settlement agreement is fair and reasonable, including its provision for attorneys' fees. The Court notes that Plaintiffs' counsel's billing records reflect a lodestar of roughly double the fee sought. The Court has approved the requested fee, but notes that when the Court conducted a cross-check against the lodestar, the Court noted that the hourly rates and hours billed (e.g., almost 9 hours for preparation of a run-of-the-mill FLSA complaint at a billing rate of \$450) are both excessive.

IT IS FURTHER ORDERED that this Court will retain jurisdiction to enforce the settlement agreement and release in this matter. The Clerk of Court is instructed to terminate Docket Entry 91 and close the matter.

SO ORDERED.

Date: February 2, 2018
New York, New York



VALERIE CAPRONI
United States District Judge